

AMENDED

Serial No. **38771**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office AUG 13 1979

Returned to applicant for correction NOV 2 1979

Corrected application filed NOV 15 1979 Map filed NOV 15 1979 under 38127

The applicant Mack C. Vassar

401 Fairfax of Ventura
Street and No. or P.O. Box No. City or Town

California 93003, hereby make S application for permission to change the
State and Zip Code No.

point of diversion and place of use (partially)

of water heretofore appropriated under Permit 33010 (originally under permit 29701)

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground
Name of stream, lake or other source.
2. The amount of water to be changed 583.33 acre feet @ 1.667 c.f.s.
Second feet, acre feet.
3. The water to be used for Irrigation and Domestic
If for stock state number and kind of animals.
4. The water heretofore used for Irrigation and Domestic
If for stock state number and kind of animals.
5. The water is to be diverted at the following point in the SE1/4 SW1/4 Sec. 26, T-16-S, R-48-E,
M.D.M., Nye County, Nevada, from which the West Quarter corner of Section 26
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
bears N 44° 19' W a distance of 1,845 feet.
stated.
6. The existing point of diversion is located within NE1/4 SE1/4 Section 27, T-16-S, R-48-E, M.D.M.,
Nye County, Nevada, from which the East Quarter Corner of Section 27 bears N
If point of diversion is not changed, do not answer.
47° 40' E a distance of 140.00 feet.
7. Proposed place of use SW1/4 of Section 26, T-16-S, R-48-E, M.D.M., Nye County, Nevada,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
excepting that portion of the said SW1/4 outside of a circle with a radius of
approximately 1,270 feet centered at the point of diversion, containing 116.67
acres approximately.
8. Existing place of use E1/2 W1/2 NW1/4 NW1/4, E1/2 NW1/4 NW1/4, W1/2 W1/2 NE1/4 NW1/4,
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
SW1/4 NW1/4, SE1/4 NW1/4, E1/2 W1/2 NW1/4 NE1/4, E1/2 NW1/4 NE1/4, W1/2 W1/2
NE1/4 NE1/4, SW1/4 NE1/4, E1/2 W1/2 SE1/4 NE1/4, E1/2 SE1/4 NE1/4, NW1/4 SW1/4,
E1/2 E1/2 NE1/4 SW1/4, SW1/4 SW1/4, E1/2 W1/2 SE1/4 SW1/4, and E1/2 SE1/4 SW1/4,
in Section 26, T-16-S, R-48-E, M.D.M., Nye County, Nevada, containing 350 acres more or
9. Use will be from January 1 to December 31 of each year, less.
Day and Month Day and Month
10. Use has been from January 1 to December 31 of each year.
Day and Month Day and Month
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Drilled well 16" diameter approximately
State manner in which water is to be diverted, whether by dam or other works,
500 feet deep, with pump and pivot irrigation system.
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works..... Ten Thousand Dollars
13. Estimated time required to construct works..... Two Years.
14. Estimated time required to complete the application of water to beneficial use..... Three years.
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application consolidates the area to be irrigated from points outside the range of the pivot to lands not previously included in a place of use, and with application 38127 and 38363 will change the place of diversion from the present to three new locations.

Please advise our State Water Right Surveyor, David F. Causey, PE, Causey Engineering Service, Ltd., P. O. Box 14846, Las Vegas, NV 89114 of all actions or other matters relating to this application including the issuance of certificates.

Compared..... bc/bl..... gk/ja..... Applicant..... Mack C. Vassar.

By..... s/David F. Causey
David F. Causey, Agent
P.O. Box 14846, Las Vegas, NV 89114

..... APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 33010 is issued subject to the terms and conditions imposed in said Permit 33010 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 1.667..... cubic feet per second... but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before..... December 16, 1980.....

Proof of commencement of work shall be filed before..... January 16, 1981.....

Work must be prosecuted with reasonable diligence and be completed on or before..... December 16, 1981.....

Proof of completion of work shall be filed before..... January 16, 1982.....

Application of water to beneficial use shall be made on or before..... September 4, 1982.....

Proof of the application of water to beneficial use shall be filed on or before..... October 4, 1982.....

Map in support of proof of beneficial use shall be filed on or before..... October 4, 1982.....

Commencement of work filed..... IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed..... my office, this 16th day of JUNE
Cultural map filed.....
Certificate No..... Issued..... A.D. 19 80
Recorded..... Bk..... Page..... *William J. Newman*
State Engineer